

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor : Teresa Amorin
Serial No. : 10/821,716
Filing or §371 Date : April 9, 2004
Examiner : Lee, Huyen D.
Group Art Unit : 3751
Docket Number : 1119309-0006

CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this paper is being transmitted via the Electronic Filing System to the U.S. Patent and Trademark Office on the date indicated below.

/John M. Genova/ November 9, 2007
Signature Date

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. §1.191)**

Sir:

The claims of the referenced application have been rejected more than twice. Accordingly, as provided by 37 C.F.R. §41.31(a), Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner as set forth in the Office Action, mailed May 9, 2007. The item(s) below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. §1.17(b), the fee for filing the Notice of Appeal is \$255.00.

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

(a) ☒ Applicant petitions for an extension of time under 37 C.F.R. §1.136 (fees: 37 C.F.R. §1.17(a)(1-4)) for the total number of months checked below:

<u>Extension (months)</u>	<u>Fee for other than small entity</u>
<input type="checkbox"/> one month	\$60.00
<input type="checkbox"/> two months	\$230.00
<input checked="" type="checkbox"/> three months	\$525.00
<input type="checkbox"/> four months	\$820.00
<u>Fee \$525.00</u>	

If an additional extension of time is required, please consider this a petition therefor.

☐ An extension for _____ month has already been secured by the Amendment after Final, filed _____. The fee paid therefor of _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$525.00

or

(b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$ 255.00

Extension fee (if any) \$ 525.00

TOTAL FEE DUE \$ 780.00

5. FEE PAYMENT

☐ Attached is a check in the sum of \$ _____.

☒ Charge Account No. 23-1703 the sum of \$ 780.00

6. FEE DEFICIENCY

☒ If any additional extension and/or fee is required, charge Account No. 23-1703.

AND/OR

☐ If any additional fee for claims is required, charge Account No. 23-1703.

Dated: November 9, 2007

Respectfully submitted,

/John M. Genova/

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